

Remarks

The applicants hereby submit a request to amend the application to correct the inventorship to name Meng-Chang Chen and Chien-Chin Chen as inventors. Also submitted are Declarations from Meng-Chang Chen and Chien-Chin Chen in support of the request to correct inventorship, and a consent from the assignee of the application.

The examiner rejected claims 1-24 under 35 U.S.C. 102(a) as being anticipated by Sun et al ("Sun", PVA: A Self-Adaptive Personal View Agent System).

The applicants note that the Sun article is not prior art because the Sun reference is the inventors' own work, and "one's own work is not prior art under § 102(a) even though it has been disclosed to the public in a manner or form which otherwise would fall under § 102(a)." In re Katz, 215 USPQ 14, 17 (CCPA 1982).

The Sun article was co-authored by Chien-Chin Chen, Meng-Chang Chen (both of whom are co-inventors of the present claims) and Yeali Sun (who is not an inventor of the present claims). Attached are Declarations by Chien-Chin Chen and Meng-Chang Chen, stating that Yeali Sun made no inventive contribution to the present claims. Yeali Sun merely carried out experiments under the direction of Chien-Chin Chen and Meng-Chang Chen, in order to verify the theory and algorithms developed by Chien-Chin Chen and Meng-Chang Chen. What is disclosed in the Sun article related to the present claims is indeed Chien-Chin Chen and Meng-Chang Chen's own work, and therefore the Sun article does not constitute prior art.

The applicants submit that with the removal of the Sun article as a prior art reference, all of the pending claims are patentable.

Applicant : Meng-Chang Chen
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Attorney Docket: 08919-069001 / 05A-881219

Enclosed is a check for \$510 for the Petition for Extension of Time fee. Please apply any other charges or credits to deposit account 06-1050, reference 08919-069001.

Respectfully submitted,

Date: 8/18/2005

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** See attached document certifying that Rex Huang has limited recognition to practice before the U.S. Patent and Trademark Office under 37 CFR § 11.9(b).*

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